

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**RICHARD COOEY, et al.,**

**Plaintiff,**

**v.**

**TED STRICKLAND, et al.,**

**Defendants.**

**Case No. 2:04-cv-1156**

**JUDGE GREGORY L. FROST**

**Magistrate Judge Mark R. Abel**

**ORDER**

On August 17, 2010, Defendants filed a motion to dismiss targeting the complaint of Plaintiff Kenneth Smith. (Doc. # 815.) In accordance with the schedule agreed to by the parties during a telephone status conference held on that same day, the Court **ORDERS** that the parties adhere to the following expedited schedule:

- (1) Smith shall file a memorandum in opposition by September 3, 2010;
- (2) Defendants shall file a reply memorandum by September 10, 2010; and
- (3) the motion to dismiss shall come on for a non-oral hearing on September 13, 2010.

**IT IS SO ORDERED.**

/s/ Gregory L. Frost  
**GREGORY L. FROST**  
**UNITED STATES DISTRICT JUDGE**